



## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION II

26 FEDERAL PLAZA

NEW YORK, NEW YORK 10278

OCT 12 1990

EXPRESS MAILRETURN RECEIPT REQUESTED

Mr. Joseph M. Karas  
PPG Industries, Inc.  
One PPG Place  
Pittsburgh, Pa. 15272

Re: Walton Farm Site  
Delran Township, Burlington County, New Jersey

Dear Mr. Karas:

The United States Environmental Protection Agency (EPA) has documented the release(s) or threatened release(s) of hazardous substances, pollutants and contaminants into the environment at the Walton Farms Site. Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. §9601 et seq., EPA has expended public funds, and intends to expend further public funds on investigative and corrective measures necessary to control such releases or threatened releases.

By this letter, EPA hereby notifies your company, PPG Industries, Inc., of its potential liability under CERCLA with respect to this site. EPA has evaluated information obtained in connection with the investigation of this site and has determined that PPG Industries, Inc. is a potentially responsible party (PRP) for this site and, therefore, may be liable pursuant to Section 107(a) of CERCLA, 42 U.S.C. §9607(a) for all response costs incurred by the government relating to this site. Under CERCLA, PRPs include current and former owners and operators of the site as well as persons who generated hazardous substances or were involved in the transport, treatment, handling or disposal of such substances at the site.

Under Sections 106(a) and 107(a) of CERCLA and other laws, PRPs may be obligated to implement response actions deemed necessary by EPA to protect public health, welfare, or the environment, and may be liable for all costs incurred by the government in responding to any release(s) or threatened release(s) at the site. Such actions and costs may include, but are not limited to, expenditures for conducting a Removal Action, expenditures for conducting a Remedial Investigation and Feasibility Study ("RI/FS") and other investigation, planning, response, oversight, and enforcement activities.

RE-TYPED  
SENT TO  
ORC ON 11/14/90  
WITH FULL  
CONCURRENCE PACK

You are hereby notified that EPA intends to undertake at least the following actions related to the site:

1. Install a security fence surrounding the site and erosion control measures;
2. Conduct a study to identify the nature and extent of the release or threatened release of hazardous substances; and
3. Conduct a study to evaluate possible response actions necessary at the site.

EPA has determined that these actions are necessary to prevent an immediate and significant risk of harm to human health and the environment, as defined at 40 CFR Part 300.65(b). EPA will undertake these actions if PPG Industries does not agree to perform this work.

This letter is also notification that EPA does not intend to issue special notice pursuant to Section 121 of CERCLA for these studies. Use of the special notice procedures would delay the performance of the work which is urgently needed at the site.

By this letter, however, we are giving PPG the opportunity to perform the studies EPA plans to undertake relating to the site, as outlined above. If PPG wishes to undertake this work an authorized official of PPG must respond in writing to EPA within 15 calendar days of the date of this letter that it will undertake and complete this work. The letter should be addressed to   

Richard L. Caspe, Director  
Emergency & Remedial Response Division  
U.S. Environmental Protection Agency  
2890 Woodbridge Avenue  
Edison, N.J. 08837

Attn: Don Graham

A copy of this letter should be sent to Patricia C. Hick  
Assistant Regional Counsel, U.S. Environmental Protection Agency,  
26 Federal Plaza, Room 309, New York, New York 10278.

Be advised that EPA will undertake the activities relating to the site if EPA does not receive an affirmative written response from PPG by the date noted above. If that occurs, PPG Industries may be subject to legal action pursuant to Section 107 of CERCLA to recover public funds expended by EPA for that purpose.

If you wish to discuss this matter in further detail, please contact Patricia C. Hick, Esq., of the Office of Regional Counsel, at (212) 264-8925. We appreciate your giving this matter your immediate attention.

Sincerely yours,

A handwritten signature in dark ink, appearing to be 'R. L. Caspe', written in a cursive style.

Richard L. Caspe, P.E.

Director

Emergency and Remedial Response Division